

08-21-06

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Express Mail No. EQ 364,736 082 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: DuBridge	Docket No: 181 US UTO1
Serial No.: 10/676,476	Confirmation No.: 7526
Filed: September 30, 2003	Group Art Unit: 1636
For: EFFICIENT GENERATION OF STABLE EXPRESSION CELL LINES THROUGH THE USE OF SCORABLE HOMEOSTATIC REPORTER GENES	Examiner: Dunston, J. A.

REQUEST FOR CONTINUED EXAMINATION UNDER 37 C.F.R. §1.114

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a Request for Continued Examination under 37 C.F.R. §1.114 of the above referenced application. Prosecution of the application is closed under 37 C.F.R. §1.114(b) for the following reasons:

- ☐ Application is under appeal;
- ☒ Last Office Action is a final action under 37 CFR §1.113;
- ☐ Last Office Action is a notice of allowance under 37 C.F.R. §1.311; or
- ☐ Last Office Action is an action that otherwise closes prosecution in the application.

In accordance with 37 C.F.R. §1.114(c-d), please consider the following submissions with the request.

- ☐ Previously submitted papers:

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- ☐ Arguments in the Appeal Brief or Reply Brief previously filed on .
- ☐ Arguments/Amendments in the Reply previously filed on .
- ☒ Enclosed herewith for consideration by the examiner:
 - ☒ Arguments/Amendments
 - ☐ Affidavits/Declarations
 - ☐ Information Disclosure Statement
 - ☐ Substitute for Form 1449
 - ☐ Copies of References
 - ☐ Other
 - ☒ Petition for Extension of Time
 - ☒ Return receipt postcard

The Request for Continued Examination fee pursuant to 37 C.F.R. §1.17(e):

- ☐ Small entity \$ 000.00
- ☒ Other than small entity \$ 790.00

The form of payment for the request fee is indicated below.

- ☐ A check in the amount of the fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge the RCE fee to PDL BioPharma, Inc., Deposit Account No. 50-3270 (**Docket No. 181 US UT01**).
- ☒ The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment to PDL BioPharma, Inc., Deposit Account No.50-3270 (**Docket No. 181 US UT01**).

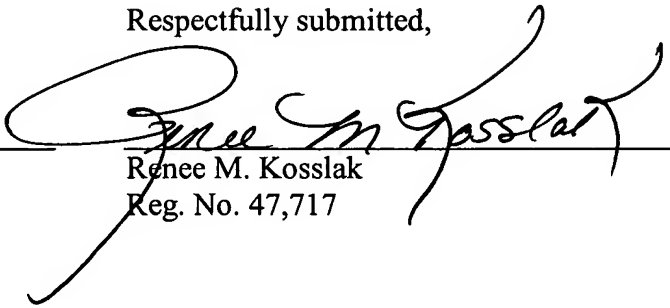
This request is being made prior to the earliest of: (1) payment of the issue fee, unless a petition under 37 C.F.R. §1.313 is granted, (2) the abandonment of the application, or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 33 U.S.C. §141, or the commencement of a civil action under 35 U.S.C. §§145 or 146, except where the appeal or civil action has been terminated.

Please direct any inquiries in connection with the above referenced application to the undersigned at telephone number (510) 284-8241.

Respectfully submitted,

Date: August 18, 2006

PDL BioPharma, Inc.
Customer No. 47470
Telephone: 510.284.8241
Facsimile: 510.574.1473


Renee M. Kosslak
Reg. No. 47,717